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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
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12 SYMANTEC CORPORATION, a Delaware
13 Corporation,

14 Plaintiff,

15 v.

16 JOHNS CREEK SOFTWARE, INC., a
17 Georgia Corporation, STEPHEN
18 CHEATHAM, an individual, and DOES 1-10,

Defendants.

CASE NO. CV-11-03146-WHA

~~PROPOSED~~ ORDER REGARDING
DISCOVERY HEARING

19 Based on a discovery letter brief submitted by plaintiff Symantec Corporation
20 (“Symantec”), the Court held a hearing on April 4, 2012, and ORDERS as follows:

21 1. The Court previously ordered Defendants Johns Creek Software, Inc. and Stephen
22 Cheatham (collectively, “Defendants”) to produce “a list of all domain names registered or
23 controlled by Defendants that contain a Symantec trademark and all information regarding any
24 efforts to transfer or sell same, as requested in Symantec’s Interrogatory Nos. 1 and 5, and all
25 associated documents, as requested in Symantec’s Request for Production Nos. 3-13 and 15, by
26 noon on Friday, February 24, 2012.” See Feb. 23, 2012 Order (Dkt. No. 77) (the “Feb. 2012
27 Order”). Defendants are HEREBY ORDERED to conduct additional inquiry into, and searches
28 for, the above-referenced categories of information and documents ordered to be produced in the

Feb. 2012 Order, and to produce, by noon PST on Wednesday, April 11, 2012, (a) an updated list of all domain names encompassed by the Feb. 2012 Order, and (b) all documents and information responsive to Symantec's Interrogatory Nos. 1 and 5 and Request for Production Nos. 3-13 and 15.

2. Defendants are HEREBY ORDERED to produce, on or before April 18, 2012, a single Excel spreadsheet containing all information regarding Defendants' sales of Symantec products requested in Symantec's Interrogatory No. 2. The spreadsheet's columns shall correspond to each item of information requested in Symantec's Interrogatory No. 2.

3. Symantec is hereby granted permission from the Court to contact any of Defendants' customers in any manner Symantec chooses, including by informal means or through service of discovery subpoenas. While Symantec shall not make any disparaging comments about Defendants during any discussions with Defendants' customers, Symantec is permitted to discuss the existence of the present lawsuit, as well as the non-confidential facts and allegations at issue in this lawsuit.

IT IS SO ORDERED.

Dated: April 9, 2012.



Honorable William H. Alsup
United States District Judge

Submitted by:

/s/ Jennifer L. Barry

Jennifer L. Barry
LATHAM & WATKINS LLP

Attorneys for Plaintiff
SYMANTEC CORPORATION